No. 06-1509
Title: Michael H. Boulware, Petitioner
v.
United States
Docketed: May 15, 2007
Lower Ct: United States Court of Appeals for the Ninth Circuit
Case Nos.: (05-10752)
Decision Date: December 13, 2006
Rehearing Denied: April 23, 2007
Questions Presented

~~Date~~~	~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~
May 11 2007	Petition for a writ of certiorari filed. (Response due June 14, 2007)
Jun 6 2007	Order extending time to file response to petition to and including July 16, 2007.
Jul 16 2007	Brief of respondent United States in opposition filed.
Jul 25 2007	Reply of petitioner Michael H. Boulware filed.
Aug 1 2007	DISTRIBUTED for Conference of September 24, 2007.
Sep 25 2007	Petition GRANTED limited to the following Question: "Whether the diversion of corporate funds to a shareholder of a corporation without earnings and profits automatically qualifies as a non-taxable return of capital up to the shareholder's stock basis, see 26 U.S.C. 301(c)(2), even if the diversion was not intended as a return of capital." The brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 2 p.m., Monday, November 5, 2007. The brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 2 p.m., Monday, December 3, 2007. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 2 p.m., Friday, December 28, 2007. Briefs of amici curiae are to be filed with the Clerk and served upon counsel for the parties on or before 2 p.m., 7 days after the brief for the party supported is filed, or if in support of neither party, within 7 days after the petitioner's brief is filed.
Nov 5 2007	Joint appendix filed. (Statement of costs filed)
Nov 5 2007	Brief of petitioner Michael H. Boulware filed.
Nov 13 2007	Brief amicus curiae of National Association of Criminal Defense Lawyers filed.
Nov 16 2007	SET FOR ARGUMENT ON Tuesday, January 8, 2008.
Dec 3 2007	Record received from the U.S.C.A. for the 9th Circuit. (1 envelope)
Dec 3 2007	Brief of respondent United States filed.
Dec 6 2007	CIRCULATED.
Dec 6 2007	Record received from the U.S.D.C. for the District of Hawaii. (5 boxes)
Dec 21 2007	Reply of petitioner Michael H. Boulware filed. (Distributed)
Jan 8 2008	Argued. For petitioner: John D. Cline, San Francisco, Cal. For respondent: Deanne E. Maynard, Assistant to the Solicitor General, Department of Justice, Washington, D.C.